

COMMITTEE AMENDMENT FORM

DATE: 08/30/ 06

COMMITTEE ZONING PAGE NUM. (S) _

ORDINANCE I. D. #06-O-1443 SECTION (S)

RESOLUTION I. D. #06-R- PARA.

AMENDS THE LEGISLATION BY ADDING TWO (2) CONDITIONS.

AMENDMENT DONE BY COUNCIL STAFF 8/29/06

City Council
Atlanta, Georgia

06-O-1443

AN AMENDED ORDINANCE
BY: ZONING COMMITTEE

Z-06-72
Date Filed: 6-13-06

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **3401 North Stratford Road, N.E.**, be changed from the R-3 (Single-family Residential)/SPI-12 (Special Public Interest-Buckhead/Lenox Station) Districts to the C-3-C (Commercial Residential-Conditional)/ SPI-12 (Special Public Interest-Buckhead/Lenox Station) Districts, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 45, 17th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

CONDITIONS FOR Z-06-72 for 3401 North Stratford Road, N.E.

1. That during construction of the development proposed on 3376 Peachtree Road, the site shall be used for (a) parking and access for 3380 Peachtree Road and (b) parking, access, staging and other construction related purposes for the development proposed on 3376 Peachtree Road.
2. Upon completion of the development proposed on 3376 Peachtree Road, use of the site shall be restricted to a surface parking lot to provide additional parking and access for 3380 Peachtree Road.

City Council
Atlanta, Georgia

06-0-1443

AN ORDINANCE
BY: ZONING COMMITTEE

Z-06-72
Date Filed: 6-13-06

BE IT ORDAINED BY THE COUNCIL OF THE CITY OF ATLANTA, GEORGIA, as follows:

SECTION 1. That the Zoning Ordinance of the City of Atlanta be amended, and the maps established in connection therewith be changed so that the following property located at **3401 North Stratford Road, N.E.** be changed from the R-3 (Single-family Residential)/SPI-12 (Special Public Interest-Buckhead/Lenox Station) Districts to the C-3 (Commercial Residential)/ SPI-12 (Special Public Interest-Buckhead/Lenox Station) Districts, to wit:

ALL THAT TRACT or parcel of land lying and being in Land Lot 45, 17th District, Fulton County, Georgia being more particularly described by the attached legal description and/or survey.

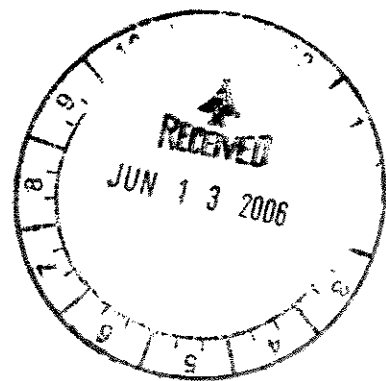
SECTION 2. If this amendment is approved under the provisions of Section 16-02.003 of the Zoning Ordinance of the City of Atlanta, entitled, "Conditional Development", as identified by the use of the suffice "C" after the district designation in Section 1 above, the Director, Bureau of Buildings, shall issue a building permit for the development of the above-described property only in compliance with the attached conditions. Any conditions hereby approved (including any conditional site plan) do not authorize the violation of any district regulations. District regulation variances can be approved only by application to the Board of Zoning Adjustment.

SECTION 3. That the maps referred to, now on file in the Office of the Municipal Clerk, be changed to conform with the terms of this ordinance.

SECTION 4. That all ordinances or parts of ordinances in conflict with the terms of this ordinance are hereby repealed.

All that tract or parcel of land lying and being in Land Lot 45 of the 17th District of Fulton County, within the City of Atlanta, Georgia, and being more particularly described as follows:

Commencing at a PK nail at the northwesterly end of a radius intersection of the northeasterly right of way of Stratford Road (50 foot right of way) and the northwestern right of way of Peachtree Road (variable right of way);
thence along the northeasterly right of way of Stratford Road North 30 degrees 08 minutes 14 seconds West, a distance of 463.64 feet to a 1/2" rebar;
said point being the POINT OF BEGINNING;
thence along said right of way North 30 degrees 54 minutes 28 seconds West, a distance of 48.85 feet to a 1/2" open top pipe;
thence leaving said right of way North 72 degrees 43 minutes 00 seconds East, a distance of 321.50 feet to a point;
thence South 25 degrees 48 minutes 25 seconds East, a distance of 98.50 feet to a point;
thence South 73 degrees 09 minutes 31 seconds West, a distance of 159.25 feet to a point;
thence North 29 degrees 00 minutes 00 seconds West, a distance of 48.63 feet to a 1/2" rebar;
thence South 73 degrees 07 minutes 11 seconds West, a distance of 155.47 feet to a 1/2" rebar on the northeasterly right of way of Stratford Road;
said point being the POINT OF BEGINNING.
Said tract or parcel containing 23,158 square feet or 0.53 acres.



2-06-72

RCS# 359
7/05/06
4:05 PM

Atlanta City Council

REGULAR SESSION

MULTIPLE

06-O-1439 06-O-1440 06-O-1441 06-O-1442
06-O-1443 06-O-1444 06-O-1445 06-O-1446
REFER

YEAS: 15
NAYS: 0
ABSTENTIONS: 0
NOT VOTING: 1
EXCUSED: 0
ABSENT 0

Y Smith	Y Archibong	Y Moore	Y Mitchell
Y Hall	Y Fauver	Y Martin	Y Norwood
Y Young	Y Shook	Y Maddox	Y Willis
Y Winslow	Y Muller	Y Sheperd	NV Borders

MULTIPLE